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Date January 19, 2005 Client-Matter 48452-048

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Fax No.: 703.872.9306

Company: United States Patent and Trademark Office

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Message

JAN 19 2005

Re: Inventor : Robert S. PHILLIPS et al.  
Serial No. : 09/704,050  
Filing Date : November 1, 2000  
Title : INTERNET-BASED SHARED FILE SERVICE WITH NATIVE PC  
CLIENT ACCESS AND SEMANTICS AND DISTRIBUTED ACCESS  
CONTROL  
Att'y Docket : 48452-048

Attached please find the following:

- 1) Petition for Revival of an Application for Patent Abandoned Unintentionally (2 Sheets)
- 2) Amendment in Response to Office Action dated April 30, 2004 (62 Sheets)
- 3) Drawings (4 sheets)

Please contact Evan L. Kahn at (212) 969-3137

FACSIMILE TRANSMISSION CERTIFICATE

I hereby certify that these papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Abigail F. Cousins

Name of person signing the certification

Abigail Cousins

January 19, 2005

Signature

Date

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PTO/SB/64 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>	<b>Docket Number (Optional)</b> 48452-048
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First named inventor: Robert Phillips

Application No.: 09/704,050 Art Unit: 2154

Filed: November 1, 2000 Examiner: Wen Tai Lin

**Title: INTERNET-BASED SHARED FILE SERVICE WITH NATIVE PC CLIENT ACCESS AND SEMANTICS  
AND DISTRIBUTED ACCESS CONTROL**

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Attention: Office of Petitions  
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 FAX (703) 872-9306

**NOTE:** If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

**NOTE:** A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee  
☐ Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.  
☒ Other than small entity - fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Amendment (identify type of reply):

☐ has been filed previously on \_\_\_\_\_  
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_\_

☐ has been paid previously on \_\_\_\_\_  
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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PTO/SB/64 (09-04)

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## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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<u>Abigail Cousins</u>	<u>1/19/05</u>
Signature	Date
Abigail F. Cousins	29,292
Typed or printed name	Registration Number, if applicable
Proskauer Rose LLP	212.969.3000
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Address	

- Enclosures: ☒ Fee Payment
- ☒ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unintentional delay
- ☒ Other: Fee Transmittal Form

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(e)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (703) 872-9306.

January 19, 2005

Date

Juan C. Arias

Signature

Juan C. Arias

Typed or printed name of person signing certificate